

**CLICK! NETWORK**

3628 South 35th Street

Tacoma, Washington 98409-3192

TACOMA PUBLIC UTILITIES

Annual 64.2009(e) CPNI Certification for **2019** covering the prior calendar year **2018**

**EB Docket 06-36**Date filed: **2/11/2019**Name of company covered by this certification: **City of Tacoma, Dept. of Public Utilities, Light Division, dba Click! Network**Form 499 Filer ID: **825076**Name of Signatory: **Tenzin J. Gyaltzen**Title of signatory: **General Manager, Click! Network**

I, Tenzin Gyaltzen, certify that I am an officer of Click! Network and acting as an agent of the City of Tacoma, Dept. of Public Utilities, Light Division, dba Click! Network, that I have personal knowledge that Click! has established operating procedures that are adequate to ensure compliance with the Federal Communications Commission's CPNI rules.

Attached to this certification is an accompanying statement explaining how Click! Network's procedures ensure that it is in compliance with the requirements set forth in section 64.2001 et. Seq. of the Commission's rules.

Click! Network has **not** taken any actions against data brokers in the past year. Click! does not have any information other than the publicly available information about the processes pretexters are using to gain access to CPNI. Click! has procedures in place to ensure the confidentiality of customer information.

Click! Network has **not** received any customer complaints in the past year concerning the unauthorized release of CPNI.

The company represents and warrants that the above certification is consistent with 47 C.F.R. Sec. 1.17, which requires truthful and accurate statements to the Commission. The company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed

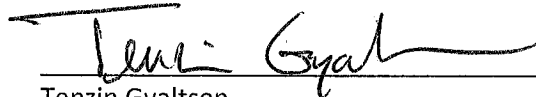
## DECLARATION OF TENZIN GYALTSSEN

I, Tenzin Gyaltzen, am over the age of 18, and do hereby declare:

1. I, Tenzin Gyaltzen, certify that I am an officer of Click! Network.
2. I have personal knowledge of the information contained in the attached response in docket number EB-08-TC-3443, and the information contained therein is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February \_\_\_, 2019

  
\_\_\_\_\_  
Tenzin Gyaltzen  
General Manager

**Click! Network**  
**Policies and Procedures for handling Customer Proprietary Network Information**  
**As of 1/1/19**

Click! has established policies and procedures to ensure compliance with section 222 of the Communications Act of 1934, as amended (the "Act"), and the Commission's implementing rules set forth in sections 64.2001-64.2011. This attachment summarizes those practices and procedures.

Click! Network maintains extremely limited information that could be classified as customer proprietary network information ("CPNI"). Click! Network currently does not own telephone switching equipment, nor does it store or process telephone data. Click!'s only role, in regards to telecommunication carriers, is to transport their data and voice traffic agnostically over its network. Click! does not maintain or have access to any Call Detail Information, as that term is defined in the FCC's rules.

Click! addresses the confidentiality of customer information in its customer contracts. Click! has taken other actions to safeguard against pretexting and other unauthorized attempts in its efforts to protect CPNI.

Click! trains its personnel to ensure that its employees understand what information must be treated confidentially and that they understand that they are prohibited from using such information for marketing purposes.

Click! has an express disciplinary procedure in place for violation of the company's practices and procedures regarding the misuse of customer information.

To the extent Click! has any CPNI, it solely will use that information for the purposes specified in section 222 of the Act, including, for example, initiating, rendering, billing and collecting for services rendered.

Click! does not use CPNI for any marketing purposes.

If, in the future, Click! Network's policy makers (Tacoma Public Utilities Board and Tacoma City Council) change the company's focus, amend the current business plan and authorize Click! Network to become a telecommunications carrier, at that time, Click! will put policies and procedures in place to assure CPNI rules are followed.

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TACOMA PUBLIC UTILITIES

February 11, 2019

Marlene H. Dortch, Commission Secretary  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Suite TW-A325  
Washington, D.C. 20554

RE: File No. EB-08-TC-3443  
Docket EB-06-36

Dear Ms. Dortch:

In September, 2008, Mr. Robert Somers from the Enforcement Bureau, sent us a letter requesting information about whether the City of Tacoma, Dept. of Public Utilities, d.b.a. Click! Network/Tacoma Power ("Click!") filed a 47 C.F.R. §64.2009(e) compliance certificate for 2007. We replied on 9/22/08, 2/12/09, 3/18/10, 3/7/11, 4/6/12, 2/22/13, 2/7/14, 2/24/15, 2/4/16, 2/23/17 and again on 2/16/18 explaining why we do not feel we are required to comply. Since we have not heard back from your office, we are submitting the same basic information that we have for the last eleven years, since we understand this is an annual requirement.

Click! is a division of Tacoma Power, a municipal electric utility serving the City of Tacoma and surrounding communities. Click! did not file a Customer Proprietary Network Information ("CPNI") compliance certificate on or before March 1, 2008, for the calendar year 2007, because it did not believe that it was required to make such a filing based on the products and services that it provides as a municipality. Click! offers wholesale, last-mile transport services in what was once an underserved market, retail cable TV service, a wholesale Internet platform for two Internet Service Providers ("ISPs"), and wholesale broadband services providing data connections for four competitive, local exchange carriers and service providers who provide bandwidth to their end-user customers. The wholesale broadband service does not give Click! access to specific telephone number information, end-user data or any information other than the circuit number and the address of the circuit point of connection which is often at a co-location facility.

Click! provides services exclusively in the State of Washington. Notably, the Washington Utilities and Transportation Commission does not deem Click! to be a carrier under its rules, and therefore, Click! did not believe that it would be deemed a carrier providing telecommunications services for purposes of the Commission's CPNI rules.

Regardless of the application of the Commission's CPNI rules, Click! already protects the confidentiality of its customer information. Indeed, among other protections, Click! is contractually obligated to protect the confidentiality of all customer information.

Although Click! does not believe that its services are deemed telecommunications services for purposes of the Commission's rules, Click! nonetheless submits a CPNI certification to demonstrate that it already is in compliance with those rules. Click! reiterates, however, that it does not have the access to end user information, and therefore, the only information that it possesses is information concerning the four CLECs purchasing broadband services.

Please contact me if you have any questions regarding this filing.

Sincerely,

Tenzin Gyaltsen  
General Manager  
Click! Network, Tacoma Power

Cc: Tom Morrill, Chief Legal Counsel, City of Tacoma, Dept. of Public Utilities